

**FILED**  
**APR - 6 2009**

IN THE UNITED STATES DISTRICT COURT  
DISTRICT OF OREGON

RAE DAVIS, an individual,	)	
	)	
Plaintiff,	)	Civil Case No. 08-676-HU
	)	
vs.	)	ORDER
	)	
PACIFIC SAW AND KNIFE COMPANY,	)	
dba PACIFIC/HOE SAW AND KNIFE	)	
COMPANY, an Oregon corporation,	)	
	)	
Defendant.	)	
_____	)	

Anthony McNamer  
Deborah Gumm  
McNamer and Compay, P.C.  
920 S. W. Third Avenue, Suite 200  
Portland, Oregon 97204-2534

Attorneys for Plaintiff

Craig A. Crispin  
Shelley D. Russell  
Crispin Employment Lawyers  
500 Plaza West  
9600 S. W. Oak Street  
Portland, Oregon 97223

Attorneys for Defendant

KING, Judge:

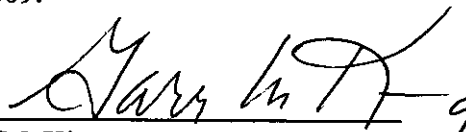
The Honorable Denis J. Hubel, United States Magistrate Judge, filed Findings and Recommendation on February 12, 2009. The matter is before this court. See 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). Plaintiff has filed objections, and defendant has filed a response.

When either party objects to any portion of a magistrate's Findings and Recommendation concerning a dispositive motion, the district court must make a *de novo* determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); Fed. R. Civ. P. 72(b); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

Having given a *de novo* review of the issues raised in the objections to the Findings and Recommendation, I find no error.

Accordingly, I ADOPT Judge Hubel's Findings and Recommendation (#18). Defendant's summary judgment is GRANTED. The case is DISMISSED with prejudice.

Dated this 6<sup>th</sup> day of April, 2009.

  
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Garr M. King  
United States District Judge